

<b>REQUEST FOR WITHDRAWAL AS ATTORNEY OR AGENT AND CHANGE OF CORRESPONDENCE ADDRESS</b>	Application Number	10/574,159
	Filing Date	January 16, 2007
	First Named Inventor	Eric Hamilton, et al.
	Art Unit	2621
	Examiner Name	Hee Yong Kim
	Attorney Docket Number	41403.36

**To:** Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Please withdraw me as attorney or agent for the above identified patent application, and

- all the practitioners of record;  
 the practitioners (with registration numbers) of record listed on the attached paper(s); or  
 the practitioners of record associated with Customer Number: 27683

**NOTE:** The immediately preceding box should only be marked when the practitioners were appointed using the listed Customer Number.

The reason(s) for this request are those described in 37 CFR :

- |   |   |  |   |
|---|---|--|---|
| <input type="checkbox"/> 10.40(b)(1)    | <input type="checkbox"/> 10.40(b)(2)                | <input type="checkbox"/> 10.40(b)(3)                       | <input type="checkbox"/> 10.40(b)(4)                |
| <input type="checkbox"/> 10.40(c)(1)(i) | <input type="checkbox"/> 10.40(c)(1)(ii)            | <input type="checkbox"/> 10.40(c)(1)(iii)                  | <input checked="" type="checkbox"/> 10.40(c)(1)(iv) |
| <input type="checkbox"/> 10.40(c)(1)(v) | <input checked="" type="checkbox"/> 10.40(c)(1)(vi) | <input type="checkbox"/> 10.40(c)(2)                       | <input type="checkbox"/> 10.40(c)(3)                |
| <input type="checkbox"/> 10.40(c)(4)    | <input type="checkbox"/> 10.40(c)(5)                | <input type="checkbox"/> 10.40(c)(6) Please explain below: |   |

Note - A new Power of Attorney was previously filed in this application on February 22, 2008, was executed by the Assignee of the entire interest under §3.71, and included a proper statement under 37 C.F.R. §3.73(b) that established the right of the Assignee to take action in this application.

#### Certifications

**Check each box below that is factually correct. WARNING: If a box is left unchecked, the request will likely not be approved.**

1.  I/We have given reasonable notice to the client, prior to the expiration of the response period, that the practitioner(s) intend to withdraw from employment.
2.  I/We have delivered to the client or a duly authorized representative of the client all papers and property (including funds) to which the client is entitled.
3.  I/We have notified the client of any responses that may be due and the time frame within which the client must respond.

Please provide an explanation, if necessary:

\*\*\*\*\* PLEASE SEE THE ATTACHED SHEETS \*\*\*\*\*

[Page 1 of 2]

This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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## REQUEST FOR WITHDRAWAL AS ATTORNEY OR AGENT AND CHANGE OF CORRESPONDENCE ADDRESS

**Complete the following section only when the correspondence address will change. Changes of address will only be accepted to an inventor or an assignee that has properly made itself of record pursuant to 37 CFR 3.71.**

Change the correspondence address and direct all future correspondence to:

A.  The address of the inventor or assignee associated with Customer Number: \_\_\_\_\_

**OR**

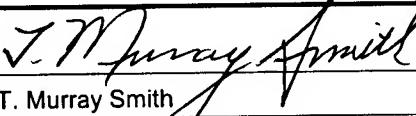
B.	<input checked="" type="checkbox"/>	Inventor or Assignee name	ZVUE Corporation
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Address 41 Decatur Street

City San Francisco	State California	Zip 94103	Country USA
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Telephone	(415) 810-0274	Email markh@zvue.com	
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I am authorized to sign on behalf of myself and all withdrawing practitioners.

Signature			
Name	T. Murray Smith		Registration No. 30222
Address Haynes and Boone LLP, Suite 700, 2323 Victory Avenue, , Texas 75219			
City Dallas	State Texas	Zip 75219	Country USA
Date	August 11, 2010		Telephone No. (972) 739-8647

**NOTE: Withdrawal is effective when approved rather than when received.**

[Page 2 of 2]

This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**ATTACHMENT TO REQUEST FOR WITHDRAWAL**

A Request for Withdrawal as Attorney was previously filed in this application on February 17, 2010. Thereafter, on March 29, 2010, PTO Paralegal Specialist Tredelle Jackson issued a Decision indicating that the request to withdraw was not approved. The Decision stated that:

. . . the request to withdraw from record cannot be approved because the request to change the correspondence address is not that of: (1) the first named inventor; or (2) an assignee of the entire interest under 37 C.F.R. 3.71 who has properly intervened.

**However, this statement is not correct.** More specifically, and contrary to the assertion in the Decision, the Assignee of the entire interest under §3.71 did in fact properly intervene in this application before issuance of the Decision. **In more detail, a new Power of Attorney was previously filed in this application on February 22, 2008, was executed by the Assignee of the entire interest under §3.71, and included a proper statement under 37 C.F.R. §3.73(b) that established the right of the Assignee to take action in this application.** The Request for Withdrawal made a proper request that the correspondence address be changed to the address of the Assignee of the entire interest under §3.71, who had previously properly intervened in this application by submitting a proper statement under §3.73(b). The assertions to the contrary in the Decision are without merit.

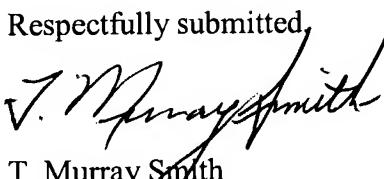
The last sentence of the Decision indicated that inquiries regarding the Decision should be directed by telephone to PTO Paralegal Specialist Tredelle Jackson. Following receipt of the Decision, attempts were made to reach Specialist Jackson by telephone, without success. A voice-mail message was then left for Specialist Jackson, explaining the error in the Decision, and requesting a return telephone call. But to date, Specialist Jackson has not called the undersigned. Moreover, as of today, the PTO's PAIR system does not show that Specialist Jackson has issued any document intended to correct the PTO error in the Decision mailed on March 29, 2010.

Thus, as explained above, a proper Request for Withdrawal has previously been submitted, and the PTO Decision denying the Request gives a reason that is without merit and that apparently involves a PTO error. Although it is believed that the original Request for Withdrawal was entirely proper and was erroneously denied, as a courtesy the undersigned is submitting this second Request for Withdrawal, which is equivalent to the original Request, and it is again respectfully requested that the withdrawal of the undersigned's law firm be approved.

Date: August 11, 2010

HAYNES AND BOONE, LLP  
IP Section, Suite 700  
2323 Victory Avenue  
Dallas, Texas 75219  
Telephone: (972) 680-7550  
Facsimile: (214) 200-0853  
File: 41403.36

Respectfully submitted,

  
T. Murray Smith  
Registration No. 30,222  
(972) 739-8647

R-258641.1